

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MANUEL PAREJO,

Petitioner,

v.

SCOTT FRAKES,

Respondent.

CASE NO. C10-5764-RBL

ORDER

The Court, having reviewed plaintiff's Petition for a Writ of Habeas Corpus, the Report and Recommendation of United States Magistrate Judge J. Richard Creatura, and objections to the report and recommendation [Dkt. #22], and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) The Petition for a Writ of Habeas Corpus therefore is DISMISSED;
- (3) The Court will issue a Certificate of Appealability on the issue of whether or not Petitioner's claims are time barred by the statute of limitations; and
- (4) The Clerk is directed to send copies of this Order to counsel of record.

DATED this 20th day of April, 2011.



BENJAMIN H. SETTLE
United States District Judge

for RONALD B. LEIGHTON
United States District Judge